IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.19182 of 2008
FAKIRA SAHANI
Versus
STATE OF BIHAR

2/ 16.05.2008 Heard the learned Counsel for the parties.

The petitioner is sole named accused of a case which has been registered under Sections 341, 323, 307 of the Indian Penal Code and Section 25(1-B) A of the Arms Act. According to the informant the petitioner has threatened to compromise the case. When the informant's husband came then he was assaulted. Later on the petitioner took out the pistol and fired but had caused no injury. The informant was caught and produced before the police.

Submission of the learned Counsel for the petitioner is that the petitioner has been produced before the police by private persons so offence under Section 25 (1-B) A of the Arms Act is not made out. There is no injury so Section 307 of the Indian Penal Code is not made out. The enmity admitted in the First Information Report itself.

Considering the facts and circumstances of the case, the petitioner Fakira Sahani is ordered to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri S.K. Pandey, Judicial Magistrate, Ist Class, Muzaffarpur in connection with Ahiyapur P.S. Case No. 471 of 2007.

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kksinha/ **(Shyam Kishore Sharma, J.)**